

Update to Chemours/DuPont negotiations status- as requested on 7/13

On Thursday, the EPA team held a conference call with representatives of DuPont and Chemours. A face-to-face meeting is being scheduled for the week of July 25th to try to come to a meeting of the minds on EPA's most recent draft of the "First Amendment to Order on Consent".

During yesterday's call, DuPont and Chemours provided the following summary of the work performed to date:

1. Vienna public water system- Treatment installed on wells 11-14 entry point, hope it is operational within two weeks. Still needs enclosure, etc. Work on the other two entry points under construction. May eliminate one wells system and drill an additional well in the 11-14 cluster. Interconnection with Parkersburg still in place, but is only temporary until treatment on line.
2. 31 private wells- Of the 31 homes previously sampled and with existing data over the new health advisory all have received offers of alternate water and request to resample. Chemours reported that the number has risen to about 38 locations, with some new wells in proximity to other residents notified. Several have been previously hooked up to public water (4), a couple are currently vacant (2), the rest are being sampled. Five of the remaining 34 location have results back with levels above the HA and in the process of getting GAC or hook ups. The remaining are waiting sample results. All were offered temporary alternate water while resampling is completed.
3. Step out- There are areas at the East and Northern perimeters of the existing project boundaries that had results below the provisional health advisory but the most recent sampling results (2008-2010) are above the new HA. We have discussed at length the terms and the needs to expand sampling. We are close to agreement on the technical aspects of the Order including the areas for expanded sampling. We have reviewed one scope of work and sampling plan and also have previously approved treatment plans that will be applicable to the work under the new Order.
4. Chemours informed us this week that they are currently sampling 3 additional public water systems in these new areas of concern. Warren system in Ohio, has been sampled but no results are back to date. In addition, Williamstown, WV and Marietta, OH are to be sampled this week. Warren and Marietta were sampled previously, as was Vienna, and had levels below the provisional health advisory. Warren and Marietta had values below the new Health advisory in 2008 when sampled, but so did Vienna, and their levels have risen above the new HA during UCMR sampling. These other three systems did not have to conduct UCMR sampling because their populations are below 10,000. DuPont and Chemours are unwilling to provide temporary bottled water to these general populations- only to the most sensitive group of women who are currently pregnant, nursing or using tap water for baby formula.

At this time the parties have not been able to resolve a number of crucial issues. These include:

Ex. 5 AC/AWP/DP